IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA

CHARLESTON DIVISION

IN RE: ETHICON, INC.

PELVIC SUPPORT SYSTEMS

PRODUCTS LIABILITY LITIGATION

MDL 2327

THIS DOCUMENT RELATES TO THE CASES IN EXHIBIT A ATTACHED HERETO

**INACTIVE DOCKET ORDER** 

The Court has been advised by counsel that in the cases listed on the attached Exhibit A, the plaintiffs and Ethicon, Inc..<sup>1</sup> ("Ethicon") have agreed to a settlement model with regard to Ethicon. The Court, therefore, finds it unnecessary to conduct further proceedings or to keep these cases on the active docket. Accordingly, the Court **ORDERS** as follows:

1. All discovery deadlines are continued until further order of the Court.

2. That the Clerk retire each of the cases listed on the attached Exhibit A from the

active docket.

3. Plaintiffs and Ethicon may submit an agreed order of dismissal with prejudice on

or before October 31, 2017; if settlements are not finalized and dismissal orders are not

submitted by October 31, 2017, then the Court will have a hearing to determine the appropriate

action pertaining to any remaining cases on the inactive docket.

Counsel for plaintiffs and defendant(s) are directed to provide quarterly reports as to their

progress in dismissing cases on the inactive docket. The Court is aware that counsel have agreed

<sup>1</sup> As used herein, "Ethicon" refers collectively to Johnson & Johnson, Ethicon LLC, Ethicon, Inc. as well as any of its former or present parent companies, subsidiaries, affiliated companies, directors, officers, design surgeons, employees, distributors, detail representatives named in an action pending in MDL No. 2327

to a settlement model for a group of cases and claims, including those on Exhibit A. The Court will reinstate any case on the attached Exhibit A to the active docket if one of the parties, on motion, shows good cause for such reinstatement. Good cause includes, but is not limited to, a plaintiff's refusal or inability to consummate settlement. Such motion must be accompanied by an affidavit from plaintiff explaining such refusal or inability.

The Court **DIRECTS** the Clerk to file a copy of this order in MDL No. 2327 and in the individual cases listed on the attached Exhibit A. The Clerk is further **DIRECTED** to link this Order to the Proposed Inactive Docket order filed at ECF NO.\_\_\_\_\_\_, and send a copy of this Order to counsel of record and any unrepresented party.

Respectfully submitted,

\_s/ Christy D. Jones Christy D. Jones BUTLER SNOW LLP P.O. Box 6010 Ridgeland, MS 39158 601-948-5711 christy.jones@butlersnow.com

Counsel for Defendants

| APPROVED: |                             |
|-----------|-----------------------------|
| Dated:    |                             |
|           | Honorable Joseph R. Goodwin |

## EXHIBIT A Aylstock, Witkin, Kreis & Overholtz

| Case No.      | Last Name        | First Name      |
|---------------|------------------|-----------------|
| 2:14-cv-08708 | Hudson           | Clarice         |
| 2:15-cv-04156 | Hudson           | Mary            |
| 2:15-cv-02938 | Huebner          | Cynthia B.      |
| 2:14-cv-21557 | Hughes           | Caren Ann       |
| 2:16-cv-08453 | Hughes           | Karen R.        |
| 2:14-cv-07660 | Hughes           | Mary E.         |
| 2:15-cv-06890 | Hughes           | Shana           |
| 2:15-cv-03207 | Hughes           | Terry Lee       |
| 2:16-cv-05758 | Hults            | Vickie S.       |
| 2:16-cv-10106 | Humes            | Elizabeth       |
| 2:14-cv-07456 | Humphries        | Janice K.       |
| 2:15-cv-13281 | Humphries        | Maegun Starlett |
| 2:14-cv-11954 | Hunckler         | Deborah L.      |
| 2:14-cv-08761 | Hunt             | Donna Jo        |
| 2:14-cv-26679 | Hunt             | Holly A.        |
| 2:15-cv-05260 | Hunt             | Pamela D.       |
| 2:14-cv-07668 | Hunter           | Rachel D.       |
| 2:13-cv-11557 | Hunter           | Tashara         |
| 2:13-cv-15776 | Huppert          | Nancy           |
| 2:14-cv-08710 | Hurn             | Jacqueline D.   |
| 2:15-cv-02606 | Hutchens         | Melanie         |
| 2:16-cv-10108 | Hutcherson       | Roberta         |
| 2:15-cv-06083 | Ianotta          | Patricia        |
| 2:13-cv-25685 | Ibarra           | Martha L.       |
| 2:14-cv-08465 | Ireland          | Verda Mae       |
| 2:14-cv-08073 | Irish            | Rita J.         |
| 2:13-cv-04794 | Irwin            | Sandra          |
| 2:13-cv-06745 | Isaacson-Steward | Sherryl         |
| 2:13-cv-34045 | Isbell           | Geri E.         |
| 2:16-cv-03089 | Ives             | Audrey Ann      |
| 2:13-cv-15332 | Jackson          | Amanda          |
| 2:16-cv-01282 | Jackson          | Carol L.        |
| 2:15-cv-05636 | Jackson          | Clara           |
| 2:16-cv-06476 | Jackson          | Deborah         |
| 2:16-cv-03934 | Jackson          | Patricia        |
| 2:14-cv-22106 | Jackson          | Phyllis G.      |
| 2:15-cv-03108 | Jackson          | Suzanne M.      |
| 2:13-cv-14008 | Jackson          | Tonya M.        |
| 2:14-cv-08764 | Jackson          | Vicki Lea       |
| 2:15-cv-06081 | Jacobs           | Carol W.        |
| 2:13-cv-31602 | Jacobs           | Judey L.        |

| 2:16-cv-05292 | Jacobs   | Sherry           |
|---------------|----------|------------------|
| 2:17-cv-01891 | Jacobs   | Patricia         |
| 2:16-cv-04672 | Jacobsen | Alma             |
| 2:14-cv-07898 | Jaeger   | Amy E.           |
| 2:14-cv-08074 | Jagoe    | Alyson Marie     |
| 2:14-cv-20713 | Jaime    | Patricia         |
| 2:15-cv-00503 | Jalkh    | Danielle         |
| 2:14-cv-08017 | Jannusch | Lorraine E.      |
| 2:14-cv-08075 | Jarvis   | Kelly J.         |
| 2:16-cv-04673 | Jauernic | Denise           |
| 2:16-cv-04674 | Jenkins  | Bev              |
| 2:14-cv-08722 | Jenkins  | Debra Ann        |
| 2:15-cv-06075 | Jenkins  | Jennifer Gail    |
| 2:16-cv-07676 | Jennings | Misty            |
| 2:16-cv-02640 | Jessip   | Roberta S.       |
| 2:14-cv-08870 | Jester   | Myra Nell        |
| 2:14-cv-11529 | Jimenez  | Antonia          |
| 2:16-cv-01919 | Johnson  | Anita Mary       |
| 2:13-cv-29381 | Johnson  | Bridget          |
| 2:14-cv-27738 | Johnson  | Christine        |
| 2:15-cv-06135 | Johnson  | Connie M.        |
| 2:14-cv-08467 | Johnson  | Cynthia Joan     |
| 2:14-cv-17955 | Johnson  | Deborah          |
| 2:13-cv-31609 | Johnson  | Elizabeth A.     |
| 2:14-cv-09031 | Johnson  | Lisa M.          |
| 2:14-cv-20675 | Johnson  | Mary Ellen       |
| 2:13-cv-29382 | Johnson  | Melissa Ann      |
| 2:15-cv-06151 | Johnson  | Montelle V.      |
| 2:13-cv-12851 | Johnson  | Ruthie J.        |
| 2:14-cv-22759 | Johnson  | Shannon T.       |
| 2:13-cv-11986 | Johnson  | Doris Ann Miller |
| 2:15-cv-05263 | Johnson  | Lola             |
| 2:14-cv-08871 | Johnston | Mandy L.         |
| 2:13-cv-29330 | Jones    | Barbara Ann      |
| 2:15-cv-06139 | Jones    | Betty Jo         |
| 2:14-cv-07899 | Jones    | Cecile Y.        |
| 2:14-cv-09085 | Jones    | Debra F.         |
| 2:14-cv-29835 | Jones    | Jacqueline E.    |
| 2:16-cv-07391 | Jones    | Margaret L.      |
| 2:15-cv-03829 | Jones    | Clara            |
| 2:13-cv-13567 | Jonknan  | Debra            |
| 2:16-cv-02644 | Jordan   | Amanda           |
| 2:15-cv-05308 | Jordan   | Erin             |
| 2:15-cv-07964 | Jordan   | Eva              |
| 2:13-cv-15261 | Jordan   | Janet Jones      |

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|---------------|-------------|-----------------|
| 2:15-cv-11458 | Joseph      | Rochelle        |
| 2:16-cv-07438 | Joseph      | Zeraline        |
| 2:14-cv-27330 | Jowers      | Wanda           |
| 2:15-cv-12666 | Joyner      | Mindy           |
| 2:12-cv-03646 | Jucha       | Anna M.         |
| 2:15-cv-07899 | Kalish      | Kristina Marie  |
| 2:13-cv-27321 | Kallage     | Mary Margaret   |
| 2:14-cv-07900 | Kalman      | Tina L.         |
| 2:16-cv-03714 | Kalter      | Julie           |
| 2:16-cv-07470 | Kaman       | Christina       |
| 2:16-cv-10494 | Kamper      | Donna McCormack |
| 2:14-cv-07901 | Kane        | Janet Marie     |
| 2:15-cv-00913 | Kaplan      | Esther M.       |
| 2:13-cv-18480 | Kapoun      | Judith          |
| 2:14-cv-08470 | Kaufman     | Pamela E.       |
| 2:13-cv-02205 | Keepers     | Dixie           |
| 2:14-cv-08875 | Keith       | Tammie Dee      |
| 2:17-cv-01006 | Keller      | Carole          |
| 2:16-cv-07489 | Kelly       | Wendelin        |
| 2:16-cv-07439 | Kelton      | Wanda           |
| 2:12-cv-06394 | Kempf       | Diana           |
| 2:14-cv-09087 | Kennedy     | Joan            |
| 2:14-cv-08033 | Kennedy     | Judy Lynn       |
| 2:15-cv-06071 | Keplar      | Debra L.        |
| 2:13-cv-17357 | Keplinger   | Vivienne O.     |
| 2:12-cv-06395 | Kerley      | Margaret        |
| 2:15-cv-09404 | Kersey      | Barbara         |
| 2:15-cv-13606 | Ketchum     | Tammy           |
| 2:14-cv-04442 | Ketzler     | Sonja           |
| 2:14-cv-24912 | Kiefer      | Sharon A.       |
| 2:14-cv-29659 | Kilian      | Eleanor Kay     |
| 2:15-cv-06068 | Killen      | Tammy           |
| 2:14-cv-08079 | Kinder      | Margaret Ruth   |
| 2:15-cv-05639 | King        | Doreen M.       |
| 2:14-cv-09179 | King        | Joy M.          |
| 2:13-cv-17358 | King        | Maria I.        |
| 2:15-cv-02608 | King        | Marilee         |
| 2:13-cv-24046 | King        | Marlys Danetta  |
| 2:15-cv-06136 | Kingery     | Linda L.        |
| 2:14-cv-08082 | Kinsley     | Sandra          |
| 2:14-cv-00539 | Kipp        | Susan Shari     |
| 2:15-cv-03111 | Kirchoff    | Mary L.         |
| 2:13-cv-16827 | Kirin       | Linda           |
| 2:13-cv-17891 | Kirk        | Stephannie L.   |
| 2:15-cv-08897 | Kirkpatrick | Bonnie J.       |

| 2:14-cv-08723 | Kiser       | Mary E.             |
|---------------|-------------|---------------------|
| 2:14-cv-31101 | Kjellstrom  | Violet I            |
| 2:13-cv-30537 | Klein       | April Dawn          |
| 2:14-cv-31102 | Klein       | Joni T.             |
| 2:13-cv-03445 | Klinger     | Robin Lynn          |
| 2:16-cv-04526 | Klingler    | Beth Ann            |
| 2:16-cv-08279 | Klinikowski | Angela              |
| 2:14-cv-24309 | Klodnycky   | Dorothy S.          |
| 2:14-cv-27066 | Klotz       | Tina                |
| 2:13-cv-17360 | Knight      | Dawna L.            |
| 2:13-cv-03888 | Knight      | Mary Christine      |
| 2:14-cv-08045 | Knight      | Virginia M.         |
| 2:13-cv-26033 | Knott       | Donna Ann           |
| 2:14-cv-14407 | Knowlton    | Jayna R.            |
| 2:14-cv-22780 | Knox-Oats   | Margarete Annelises |
| 2:16-cv-00424 | Kocar       | Fertayun            |
| 2:14-cv-07675 | Koch        | Patti D             |
| 2:14-cv-14383 | Kociuruba   | Michelle Renee      |
| 2:13-cv-26707 | Kohring     | Connie L.           |
| 2:14-cv-08877 | Kollecker   | Sandra S.           |
| 2:16-cv-04527 | Konik       | Catharine Anna      |
| 2:13-cv-21870 | Konnick     | Christy             |
| 2:13-cv-18873 | Koontz      | Ann                 |
| 2:13-cv-06773 | Korgan      | Carol               |
| 2:13-cv-15145 | Korsgaard   | Cynthia             |
| 2:14-cv-07459 | Kosier      | Henrietta Sue       |
| 2:16-CV-03090 | Koski       | Theresa Ann         |
| 2:13-cv-10922 | Kotsybar    | Bonnie              |
| 2:13-cv-15478 | Kotzen      | Debra Marchelle     |
| 2:15-cv-06145 | Kowalski    | Denise Lynn         |
| 2:12-cv-1323  | Kowalski    | Judith Mary         |
| 2:14-cv-09089 | Kraff       | Patricia Ann        |
| 2:16-cv-07471 | Kraus       | Julia               |
| 2:13-cv-28826 | Kravitz     | Diana M.            |
| 2:13-cv-18664 | Krayanek    | Lynda T.            |
| 2:14-cv-07407 | Kreitz      | Doragene            |
| 2:14-cv-19292 | Kress       | Eileen              |
| 2:14-cv-07673 | Kroner      | Virginia Lee        |
| 2:13-cv-21901 | Kuk         | Aimee S.            |
| 2:14-cv-10450 | Kuttner     | Leonor S.           |
| 2:14-cv-09090 | Kvalheim    | Patricia A          |
| 2:14-cv-21040 | Kwiatkowski | Lee Ann             |
| 2:15-cv-00787 | Kyzer       | Frances             |
| 2:13-cv-22544 | LaBelle     | Barbara J.          |
| 2:13-cv-33192 | Lacy        | Jessica M.          |

| 2:15-cv-06086 | Lacy       | Lisa            |
|---------------|------------|-----------------|
| 2:14-cv-08880 | Ladanyi    | Tjia Ann Louise |
| 2:16-cv-01978 | Lafleur    | Vanessa A.      |
| 2:16-cv-01979 | LaFranca   | Lisa M.         |
| 2:14-cv-24581 | LaFriniere | Renee M.        |
| 2:14-cv-23481 | Laird      | Wanda A.        |
| 2:14-cv-08049 | Lajzerwicz | Estelita Ocampo |
| 2:15-cv-14965 | Lake       | Lisa            |
| 2:14-cv-12483 | Lambrecht  | Katherine M.    |
| 2:13-cv-34005 | Land       | Charlotte       |
| 2:12-cv-7962  | Landeche   | Mary Alice      |
| 2:15-cv-01879 | Landers    | Jean Ann        |
| 2:16-cv-07392 | Landgraf   | Teresa          |
| 2:16-cv-07413 | Lane       | Airona          |
| 2:14-cv-21700 | Lane       | Karen           |
| 2:15-cv-06069 | Langdon    | Jaime Lynn      |
| 2:14-cv-09032 | Langholff  | Eileen Sharon   |
| 2:13-cv-31958 | Langness   | Elise Fellows   |
| 2:13-cv-15169 | Langsdorf  | Linda S.        |
| 2:16-cv-07772 | Lanier     | Connie          |
| 2:13-cv-05637 | Lansford   | Teresa Anne     |
| 2:13-cv-09250 | Lantagne   | Rosemary        |
| 2:14-cv-26087 | Lapaglia   | Cecilia         |
| 2:14-cv-08086 | Larrison   | Tammie A        |